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Attorney for ROBERTO TOSTADO-CADENAS

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Case No.: 2:22-cr-151-02 WBS

Plaintiff,

STIPULATION AND ORDER
VACATING DATE, CONTINUING
CASE, AND EXCLUDING TIME

ROBERTO TOSTADO-CADENAS,

DATE: April 22, 2024

TIME: 9:00 a.m.

JUDGE: Hon. William B. Shubb

Defendants. JUDGE: Hon. William B. Shubb

IT IS HEREBY STIPULATED by and between Assistant United States Attorney, Justin Lee, Counsel for Plaintiff, and attorney Clemente M. Jiménez, Counsel for Defendant Roberto Tostado-Cadenas, that the hearing in this matter, currently scheduled for April 22, 2024, at 9:00 a.m., be vacated and the matter continued to this court's criminal calendar on May 6, 2024, at 9:00 a.m., for further status conference and possible change of plea. Co-defendant Jose Antonio Curiel is currently scheduled for status on May 6, 2024. Counsel requires additional time to review discovery, conduct investigation, and confer with Mr. Tostado-Cadenas in order to prepare for trial.

IT IS FURTHER STIPULATED that time within which the trial of this case must be commenced under the Speedy Trial Act, 18 U.S.C. Section 3161 et seq. be excluded from computation of time pursuant to Section 3161(h)(7)(A) and (B)(iv), (Local code T-4), from the date of the parties' stipulation, April 17, 2024, through May 6, 2024, and that

1 the ends of justice served in granting the continuance and allowing the defendant further
2 time to prepare outweigh the best interests of the public and the defendant to a speedy
3 trial.

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5 DATED: April 17, 2024

/S/ Justin Lee
PHILLIP TALBERT
by JUSTIN LEE
Attorney for Plaintiff

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7 DATED: April 17, 2024

/S/ Clemente M. Jiménez
CLEMENTE M. JIMÉNEZ
Attorney for Roberto Tostado-Cadenas

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12
13 **ORDER**

14 IT IS SO ORDERED, that the status conference in the above-entitled matter,
15 scheduled for April 22, 2024, at 9:00 a.m., be vacated and the matter continued for
16 further status conference and possible change of plea on May 6, 2024, at 9:00 a.m. The
17 Court finds that time under the Speedy Trial Act shall be excluded from the date of the
18 parties' stipulation, April 17, 2024, through May 6, 2024, to afford counsel reasonable
19 time to prepare. Based on the parties' representations, the Court finds that the ends of
20 justice served by granting a continuance outweigh the best interests of the public and the
21 defendants to a speedy trial.

22 Dated: April 18, 2024


23 WILLIAM B. SHUBB
24 UNITED STATES DISTRICT JUDGE